

BROWNSTEIN HYATT FARBER SCHRECK, LLP
100 North City Parkway, Suite 1600
Las Vegas, Nevada 89106
(702) 382-2101

Adam P. Segal, Esq.
Nevada Bar No. 6120
Bryce C. Loveland, Esq.
Nevada Bar No. 10132
Christopher M. Humes, Esq.
Nevada Bar No. 12782
BROWNSTEIN HYATT FARBER SCHRECK, LLP
100 North City Parkway, Suite 1600
Las Vegas, Nevada 89106-4614
Telephone: (702) 382-2101
Facsimile: (702) 382-8135
Email: asegal@bhfs.com
Email: bcloveland@bhfs.com
Email: chumes@bhfs.com

Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BOARD OF TRUSTEES OF THE
PLUMBERS AND PIPEFITTERS LOCAL
525 HEALTH AND WELFARE TRUST
AND PLAN; BOARD OF TRUSTEES OF
THE PLUMBERS AND PIPEFITTERS
UNION LOCAL 525 PENSION PLAN;
AND BOARD OF TRUSTEES OF
PLUMBERS AND PIPEFITTERS LOCAL
UNION 525 APPRENTICE AND
JOURNEYMAN TRAINING TRUST FOR
SOUTHERN NEVADA,

Plaintiffs,

vs.

STRONG MAN SERVICES, INC. dba
SMS Mechanical, a Nevada corporation,

Defendant.

Case No.

COMPLAINT

1. This action arises under the Employee Retirement Income Security Act of 1974 (“ERISA”), 29 U.S.C. §§ 1001-1500 and the Court has jurisdiction pursuant to 29 U.S.C. § 1132(e).

12. Strong Man has failed to respond to requests to make its books and records available.

13. The Trust Funds request this Court compel Strong Man to deliver or make available to the Trust Funds all papers and documentation necessary to permit the Trust Funds or their designee to perform an Audit.

SECOND CLAIM FOR RELIEF

ERISA Delinquent Contributions – Strong Man Services, Inc.

14. Paragraphs 1 through 13 are restated and incorporated by reference.

15. Strong Man has failed to meet its obligations to remit employee benefit contributions to the Trust Funds as set forth in the CBAs and Trust Agreements.

16. As a result of its delinquency, Strong Man is liable to the Trust Funds for unpaid contributions, interest, liquidated damages, audit fees and attorneys' fees.

WHEREFORE, Plaintiffs pray for relief as follows:

1. For an Order compelling Strong Man Services, Inc., to deliver or make available to the Trust Funds all papers and documentation necessary for the time period of December 1, 2016, through current, to permit the Trust Funds or their designee to perform an Audit;

2. A judgment against Strong Man Services, Inc., for damages, including delinquent employee benefit contributions, interest, liquidated damages, and attorneys' fees and costs;

3. For other equitable relief as provided by ERISA; and

4. For such other and further relief as the Court deems proper.

Dated: October 18, 2017.

BROWNSTEIN HYATT FARBER SCHRECK, LLP

/s/ Christopher M. Humes

Adam P. Segal, Esq., Nevada Bar No. 6120

Bryce C. Loveland, Esq., Nevada Bar No. 10132

Christopher M. Humes, Esq., Nevada Bar No. 12782

100 North City Parkway, Suite 1600

Las Vegas, Nevada 89106-4614

Telephone: (702) 382-2101

Facsimile: (702) 382-8135

Attorneys for Plaintiffs